

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

VOITH PAPER GMBH & CO. KG, )  
Plaintiff, )  
v. ) C.A. No. 07-226-JJF  
JOHNSONFOILS, INC., )  
Defendant. )

**PLAINTIFF VOITH PAPER GMBH  
& CO. KG'S MOTION FOR A PROTECTIVE  
ORDER PURSUANT TO FEDERAL RULES OF CIVIL  
PROCEDURE 26(c) PROHIBITING THE DISCLOSURE  
OF VOITH'S HIGHLY CONFIDENTIAL INFORMATION TO  
INDIVIDUALS ENGAGED IN COMPETITIVE BUSINESS PRACTICES  
FOR OR ON BEHALF OF VOITH'S COMPETITOR JOHNSONFOILS, INC.**

Plaintiff Voith Paper GmbH & Co. KG ("Voith") respectfully moves the Court, pursuant to Fed. R. Civ. P. 26(c), to enter a protective order providing that JohnsonFoils, Inc. ("JohnsonFoils") may not disclose Voith's highly confidential information to any individual involved, either presently or for some reasonable time in the future, in competitive business practices and decision making relating to twin wire formers—the subject matter of United States Patent Nos. 5,718,805 ("the '805 patent") and 5,972,168 ("the '168 patent") (collectively, "the Patents-in-Suit")—including competitive patent prosecution, competitive product research, competitive product development, competitive product planning, competitive marketing, and competitive bidding. As part of the requested protective order, Voith requests the imposition of a bar on patent prosecution activities relating to the Patents-in-Suit for a period of three years on any individual to whom Voith's Highly Confidential information is disclosed. The grounds for

this motion are set forth in Voith's Opening Brief in Support of its Motion filed herewith.

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*Attorneys for Plaintiff Voith Paper GmbH & Co. KG*

Dated: December 18, 2007

**CERTIFICATE OF SERVICE**

I, Adam W. Poff, hereby certify that on December 18, 2007, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

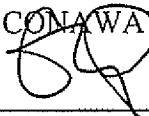
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I further certify that on December 18, 2007, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and on the following non-registered participants in the manner indicated:

**BY E-MAIL**

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*Attorneys for Voith Paper GmbH & Co. KG*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

VOITH PAPER GMBH & CO. KG, )  
                                    )  
Plaintiff,                      )  
                                    )  
v.                                 ) C.A. No. 07-226-JJF  
                                    )  
JOHNSONFOILS, INC.,            )  
                                    )  
Defendant.                     )

**RULE 7.1.1 STATEMENT**

Pursuant to 7.1.1 of the Local Rules of the United States District Court for the District of Delaware, I hereby certify that counsel for Voith Paper GmbH & Co. KG ("Voith Paper") has made a reasonable effort to reach agreement with counsel for JohnsonFoils, Inc. on the matters set forth in Voith Paper's Motion for a Protective Order, and that the parties have not been able to reach agreement.

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*Attorneys for Plaintiff Voith Paper GmbH & Co. KG*

Dated: December 18, 2007

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

VOITH PAPER GMBH & CO. KG, )  
                                    )  
Plaintiff,                      )  
                                    )  
v.                                 )      C.A. No. 07-226-JJF  
                                    )  
JOHNSONFOILS, INC.,            )  
                                    )  
Defendant.                     )

**ORDER**

WHEREAS, Plaintiff, Voith Paper GmbH & Co. KG (“Voith Paper”), has filed a Motion for a Protective Order (the “Motion”); and the Court having considered the respective papers submitted by Voith Paper and Defendant, JohnsonFoils, Inc., in support of, or in opposition to, the Motion; and the Court having considered oral argument of counsel for the respective parties, if any; and the Court having considered the pleadings in this matter and the current status of the case; and for other good cause having been shown;

NOW THEREFORE, the Court hereby directs the entry of Plaintiff’s Proposed Protective Order included as Exhibit 8 to Plaintiff’s Opening Brief in support of the Motion.

DATED: \_\_\_\_\_, 200\_\_\_\_

UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

VOITH PAPER GMBH & CO. KG, )  
Plaintiff, )  
v. ) C.A. No. 07-226-JJF  
JOHNSONFOILS, INC., )  
Defendant. )

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that Plaintiff, Voith Paper GmbH & Co. KG (“Voith”), will present “Plaintiff Voith Paper GmbH & Co. KG’s Motion for a Protective Order Pursuant to Federal Rules of Civil Procedure 26(c) Prohibiting the Disclosure of Voith’s Highly Confidential Information to Individuals Engaged in Competitive Business Practices for or on behalf of Voith’s Competitor JohnsonFoils, Inc.” to the Court on Friday, January 18, 2008, at a time that is convenient to the Court.

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Dated: December 18, 2007